

**As Reported by the Senate Health, Human Services and Aging
Committee**

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Sub. H. B. No. 143

Representatives Stinziano, O'Brien

**Cosponsors: Representatives Grossman, Mallory, Milkovich, Hagan, R.,
Foley, Clyde, Letson, Yuko, Reece, Combs, Murray, Garland, Antonio, Henne,
Sears, Ashford, Boyce, Carney, Celebrezze, Celeste, Goyal, Hackett,
Newbold, Pillich, Ramos, Sprague, Williams
Senator Tavares**

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A B I L L

To amend sections 3314.03, 3319.303, and 3326.11 and 1
to enact sections 3313.539, 3314.142, 3326.27, 2
3707.51, 3707.511, and 3707.52 of the Revised Code 3
with regard to concussions and head injuries in 4
youth sports. 5

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 3314.03, 3319.303, and 3326.11 be 6
amended and sections 3313.539, 3314.142, 3326.27, 3707.51, 7
3707.511, and 3707.52 of the Revised Code be enacted to read as 8
follows: 9

Sec. 3313.539. (A) As used in this section, "physician" means 10
a person authorized under Chapter 4731. of the Revised Code to 11
practice medicine and surgery or osteopathic medicine and surgery. 12

(B) No school district board of education or governing 13
authority of a chartered or nonchartered nonpublic school shall 14

permit a student to practice for or compete in interscholastic 15
athletics until the student has submitted, to a school official 16
designated by the board or governing authority, a form signed by 17
the parent, guardian, or other person having care or charge of the 18
student stating that the student and the parent, guardian, or 19
other person having care or charge of the student have received 20
the concussion and head injury information sheet required by 21
section 3707.52 of the Revised Code. A completed form shall be 22
submitted each school year, as defined in section 3313.62 of the 23
Revised Code, for each sport or other category of interscholastic 24
athletics for or in which the student practices or competes. 25

(C)(1) No school district board of education or governing 26
authority of a chartered or nonchartered nonpublic school shall 27
permit an individual to coach interscholastic athletics unless the 28
individual holds a pupil-activity program permit issued under 29
section 3319.303 of the Revised Code for coaching interscholastic 30
athletics. 31

(2) No school district board of education or governing 32
authority of a chartered or nonchartered nonpublic school shall 33
permit an individual to referee interscholastic athletics unless 34
the individual holds a pupil-activity program permit issued under 35
section 3319.303 of the Revised Code for coaching interscholastic 36
athletics or presents evidence that the individual has 37
successfully completed, within the previous three years, a 38
training program in recognizing the symptoms of concussions and 39
head injuries to which the department of health has provided a 40
link on its internet web site under section 3707.52 of the Revised 41
Code or a training program authorized and required by an 42
organization that regulates interscholastic conferences or events. 43

(D) If a student practicing for or competing in an 44
interscholastic athletic event exhibits signs, symptoms, or 45
behaviors consistent with having sustained a concussion or head 46

injury while participating in the practice or competition, the 47
student shall be removed from the practice or competition by 48
either of the following: 49

(1) The individual who is serving as the student's coach 50
during that practice or competition; 51

(2) An individual who is serving as a referee during that 52
practice or competition. 53

(E)(1) If a student is removed from practice or competition 54
under division (D) of this section, the coach or referee who 55
removed the student shall not allow the student, on the same day 56
the student is removed, to return to that practice or competition 57
or to participate in any other practice or competition for which 58
the coach or referee is responsible. Thereafter, the coach or 59
referee shall not allow the student to return to that practice or 60
competition or to participate in any other practice or competition 61
for which the coach or referee is responsible until both of the 62
following conditions are satisfied: 63

(a) The student's condition is assessed by either of the 64
following: 65

(i) A physician; 66

(ii) Any other licensed health care provider the school 67
district board of education or governing authority of the 68
chartered or nonchartered nonpublic school, pursuant to division 69
(E)(2) of this section, authorizes to assess a student who has 70
been removed from practice or competition under division (D) of 71
this section. 72

(b) The student receives written clearance that it is safe 73
for the student to return to practice or competition from a 74
physician or from another licensed health care provider authorized 75
pursuant to division (E)(2) of this section to grant the 76
clearance. 77

(2) A school district board of education or governing authority of a chartered or nonchartered nonpublic school may authorize a licensed health care provider who is not a physician to make an assessment or grant a clearance for purposes of division (E)(1) of this section only if the provider is acting in accordance with one of the following, as applicable to the provider's authority to practice in this state: 78
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(a) In consultation with a physician; 85

(b) Pursuant to the referral of a physician; 86

(c) In collaboration with a physician; 87

(d) Under the supervision of a physician. 88

(3) A physician or other licensed health care provider who makes an assessment or grants a clearance for purposes of division (E)(1) of this section may be a volunteer. 89
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(F) A school district board of education or governing authority of a chartered or nonchartered nonpublic school that is subject to the rules of an interscholastic conference or an organization that regulates interscholastic conferences or events shall be considered to be in compliance with divisions (B), (D), and (E) of this section, as long as the requirements of those rules are substantially similar to the requirements of divisions (B), (D), and (E) of this section. 92
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(G)(1) A school district, member of a school district board of education, or school district employee or volunteer, including a coach or referee, is not liable in damages in a civil action for injury, death, or loss to person or property allegedly arising from providing services or performing duties under this section, unless the act or omission constitutes willful or wanton misconduct. 100
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This section does not eliminate, limit, or reduce any other 107

immunity or defense that a school district, member of a school district board of education, or school district employee or volunteer, including a coach or referee, may be entitled to under Chapter 2744. or any other provision of the Revised Code or under the common law of this state. 108
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(2) A chartered or nonchartered nonpublic school or any officer, director, employee, or volunteer of the school, including a coach or referee, is not liable in damages in a civil action for injury, death, or loss to person or property allegedly arising from providing services or performing duties under this section, unless the act or omission constitutes willful or wanton misconduct. 113
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Sec. 3314.03. A copy of every contract entered into under this section shall be filed with the superintendent of public instruction. The department of education shall make available on its web site a copy of every approved, executed contract filed with the superintendent under this section. 120
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(A) Each contract entered into between a sponsor and the governing authority of a community school shall specify the following: 125
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(1) That the school shall be established as either of the following: 128
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(a) A nonprofit corporation established under Chapter 1702. of the Revised Code, if established prior to April 8, 2003; 130
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(b) A public benefit corporation established under Chapter 1702. of the Revised Code, if established after April 8, 2003. 132
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(2) The education program of the school, including the school's mission, the characteristics of the students the school is expected to attract, the ages and grades of students, and the focus of the curriculum; 134
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(3) The academic goals to be achieved and the method of measurement that will be used to determine progress toward those goals, which shall include the statewide achievement assessments;	138 139 140
(4) Performance standards by which the success of the school will be evaluated by the sponsor;	141 142
(5) The admission standards of section 3314.06 of the Revised Code and, if applicable, section 3314.061 of the Revised Code;	143 144
(6)(a) Dismissal procedures;	145
(b) A requirement that the governing authority adopt an attendance policy that includes a procedure for automatically withdrawing a student from the school if the student without a legitimate excuse fails to participate in one hundred five consecutive hours of the learning opportunities offered to the student.	146 147 148 149 150 151
(7) The ways by which the school will achieve racial and ethnic balance reflective of the community it serves;	152 153
(8) Requirements for financial audits by the auditor of state. The contract shall require financial records of the school to be maintained in the same manner as are financial records of school districts, pursuant to rules of the auditor of state. Audits shall be conducted in accordance with section 117.10 of the Revised Code.	154 155 156 157 158 159
(9) The facilities to be used and their locations;	160
(10) Qualifications of teachers, including the following:	161
(a) A requirement that the school's classroom teachers be licensed in accordance with sections 3319.22 to 3319.31 of the Revised Code, except that a community school may engage noncertificated persons to teach up to twelve hours per week pursuant to section 3319.301 of the Revised Code;	162 163 164 165 166
(b) A requirement that each classroom teacher initially hired	167

by the school on or after July 1, 2013, and employed to provide 168
instruction in physical education hold a valid license issued 169
pursuant to section 3319.22 of the Revised Code for teaching 170
physical education. 171

(11) That the school will comply with the following 172
requirements: 173

(a) The school will provide learning opportunities to a 174
minimum of twenty-five students for a minimum of nine hundred 175
twenty hours per school year. 176

(b) The governing authority will purchase liability 177
insurance, or otherwise provide for the potential liability of the 178
school. 179

(c) The school will be nonsectarian in its programs, 180
admission policies, employment practices, and all other 181
operations, and will not be operated by a sectarian school or 182
religious institution. 183

(d) The school will comply with sections 9.90, 9.91, 109.65, 184
121.22, 149.43, 2151.357, 2151.421, 2313.19, 3301.0710, 3301.0711, 185
3301.0712, 3301.0715, 3313.472, 3313.50, 3313.536, 3313.539, 186
3313.608, 3313.609, 3313.6012, 3313.6013, 3313.6014, 3313.6015, 187
3313.643, 3313.648, 3313.6411, 3313.66, 3313.661, 3313.662, 188
3313.666, 3313.667, 3313.67, 3313.671, 3313.672, 3313.673, 189
3313.69, 3313.71, 3313.716, 3313.718, 3313.719, 3313.80, 3313.814, 190
3313.816, 3313.817, 3313.86, 3313.96, 3319.073, 3319.321, 3319.39, 191
3319.391, 3319.41, 3321.01, 3321.041, 3321.13, 3321.14, 3321.17, 192
3321.18, 3321.19, 3321.191, 3327.10, 4111.17, 4113.52, and 193
5705.391 and Chapters 117., 1347., 2744., 3365., 3742., 4112., 194
4123., 4141., and 4167. of the Revised Code as if it were a school 195
district and will comply with section 3301.0714 of the Revised 196
Code in the manner specified in section 3314.17 of the Revised 197
Code. 198

(e) The school shall comply with Chapter 102. and section 199
2921.42 of the Revised Code. 200

(f) The school will comply with sections 3313.61, 3313.611, 201
and 3313.614 of the Revised Code, except that for students who 202
enter ninth grade for the first time before July 1, 2010, the 203
requirement in sections 3313.61 and 3313.611 of the Revised Code 204
that a person must successfully complete the curriculum in any 205
high school prior to receiving a high school diploma may be met by 206
completing the curriculum adopted by the governing authority of 207
the community school rather than the curriculum specified in Title 208
XXXIII of the Revised Code or any rules of the state board of 209
education. Beginning with students who enter ninth grade for the 210
first time on or after July 1, 2010, the requirement in sections 211
3313.61 and 3313.611 of the Revised Code that a person must 212
successfully complete the curriculum of a high school prior to 213
receiving a high school diploma shall be met by completing the 214
Ohio core curriculum prescribed in division (C) of section 215
3313.603 of the Revised Code, unless the person qualifies under 216
division (D) or (F) of that section. Each school shall comply with 217
the plan for awarding high school credit based on demonstration of 218
subject area competency, adopted by the state board of education 219
under division (J) of section 3313.603 of the Revised Code. 220

(g) The school governing authority will submit within four 221
months after the end of each school year a report of its 222
activities and progress in meeting the goals and standards of 223
divisions (A)(3) and (4) of this section and its financial status 224
to the sponsor and the parents of all students enrolled in the 225
school. 226

(h) The school, unless it is an internet- or computer-based 227
community school, will comply with section 3313.801 of the Revised 228
Code as if it were a school district. 229

(i) If the school is the recipient of moneys from a grant 230

awarded under the federal race to the top program, Division (A), 231
Title XIV, Sections 14005 and 14006 of the "American Recovery and 232
Reinvestment Act of 2009," Pub. L. No. 111-5, 123 Stat. 115, the 233
school will pay teachers based upon performance in accordance with 234
section 3317.141 and will comply with section 3319.111 of the 235
Revised Code as if it were a school district. 236

(12) Arrangements for providing health and other benefits to 237
employees; 238

(13) The length of the contract, which shall begin at the 239
beginning of an academic year. No contract shall exceed five years 240
unless such contract has been renewed pursuant to division (E) of 241
this section. 242

(14) The governing authority of the school, which shall be 243
responsible for carrying out the provisions of the contract; 244

(15) A financial plan detailing an estimated school budget 245
for each year of the period of the contract and specifying the 246
total estimated per pupil expenditure amount for each such year. 247
The plan shall specify for each year the base formula amount that 248
will be used for purposes of funding calculations under section 249
3314.08 of the Revised Code. This base formula amount for any year 250
shall not exceed the formula amount defined under section 3317.02 251
of the Revised Code. The plan may also specify for any year a 252
percentage figure to be used for reducing the per pupil amount of 253
the subsidy calculated pursuant to section 3317.029 of the Revised 254
Code the school is to receive that year under section 3314.08 of 255
the Revised Code. 256

(16) Requirements and procedures regarding the disposition of 257
employees of the school in the event the contract is terminated or 258
not renewed pursuant to section 3314.07 of the Revised Code; 259

(17) Whether the school is to be created by converting all or 260
part of an existing public school or educational service center 261

building or is to be a new start-up school, and if it is a 262
converted public school or service center building, specification 263
of any duties or responsibilities of an employer that the board of 264
education or service center governing board that operated the 265
school or building before conversion is delegating to the 266
governing authority of the community school with respect to all or 267
any specified group of employees provided the delegation is not 268
prohibited by a collective bargaining agreement applicable to such 269
employees; 270

(18) Provisions establishing procedures for resolving 271
disputes or differences of opinion between the sponsor and the 272
governing authority of the community school; 273

(19) A provision requiring the governing authority to adopt a 274
policy regarding the admission of students who reside outside the 275
district in which the school is located. That policy shall comply 276
with the admissions procedures specified in sections 3314.06 and 277
3314.061 of the Revised Code and, at the sole discretion of the 278
authority, shall do one of the following: 279

(a) Prohibit the enrollment of students who reside outside 280
the district in which the school is located; 281

(b) Permit the enrollment of students who reside in districts 282
adjacent to the district in which the school is located; 283

(c) Permit the enrollment of students who reside in any other 284
district in the state. 285

(20) A provision recognizing the authority of the department 286
of education to take over the sponsorship of the school in 287
accordance with the provisions of division (C) of section 3314.015 288
of the Revised Code; 289

(21) A provision recognizing the sponsor's authority to 290
assume the operation of a school under the conditions specified in 291
division (B) of section 3314.073 of the Revised Code; 292

(22) A provision recognizing both of the following:	293
(a) The authority of public health and safety officials to	294
inspect the facilities of the school and to order the facilities	295
closed if those officials find that the facilities are not in	296
compliance with health and safety laws and regulations;	297
(b) The authority of the department of education as the	298
community school oversight body to suspend the operation of the	299
school under section 3314.072 of the Revised Code if the	300
department has evidence of conditions or violations of law at the	301
school that pose an imminent danger to the health and safety of	302
the school's students and employees and the sponsor refuses to	303
take such action.	304
(23) A description of the learning opportunities that will be	305
offered to students including both classroom-based and	306
non-classroom-based learning opportunities that is in compliance	307
with criteria for student participation established by the	308
department under division (L)(2) of section 3314.08 of the Revised	309
Code;	310
(24) The school will comply with sections 3302.04 and	311
3302.041 of the Revised Code, except that any action required to	312
be taken by a school district pursuant to those sections shall be	313
taken by the sponsor of the school. However, the sponsor shall not	314
be required to take any action described in division (F) of	315
section 3302.04 of the Revised Code.	316
(25) Beginning in the 2006-2007 school year, the school will	317
open for operation not later than the thirtieth day of September	318
each school year, unless the mission of the school as specified	319
under division (A)(2) of this section is solely to serve dropouts.	320
In its initial year of operation, if the school fails to open by	321
the thirtieth day of September, or within one year after the	322
adoption of the contract pursuant to division (D) of section	323

3314.02 of the Revised Code if the mission of the school is solely 324
to serve dropouts, the contract shall be void. 325

(B) The community school shall also submit to the sponsor a 326
comprehensive plan for the school. The plan shall specify the 327
following: 328

(1) The process by which the governing authority of the 329
school will be selected in the future; 330

(2) The management and administration of the school; 331

(3) If the community school is a currently existing public 332
school or educational service center building, alternative 333
arrangements for current public school students who choose not to 334
attend the converted school and for teachers who choose not to 335
teach in the school or building after conversion; 336

(4) The instructional program and educational philosophy of 337
the school; 338

(5) Internal financial controls. 339

(C) A contract entered into under section 3314.02 of the 340
Revised Code between a sponsor and the governing authority of a 341
community school may provide for the community school governing 342
authority to make payments to the sponsor, which is hereby 343
authorized to receive such payments as set forth in the contract 344
between the governing authority and the sponsor. The total amount 345
of such payments for oversight and monitoring of the school shall 346
not exceed three per cent of the total amount of payments for 347
operating expenses that the school receives from the state. 348

(D) The contract shall specify the duties of the sponsor 349
which shall be in accordance with the written agreement entered 350
into with the department of education under division (B) of 351
section 3314.015 of the Revised Code and shall include the 352
following: 353

(1) Monitor the community school's compliance with all laws applicable to the school and with the terms of the contract;	354 355
(2) Monitor and evaluate the academic and fiscal performance and the organization and operation of the community school on at least an annual basis;	356 357 358
(3) Report on an annual basis the results of the evaluation conducted under division (D)(2) of this section to the department of education and to the parents of students enrolled in the community school;	359 360 361 362
(4) Provide technical assistance to the community school in complying with laws applicable to the school and terms of the contract;	363 364 365
(5) Take steps to intervene in the school's operation to correct problems in the school's overall performance, declare the school to be on probationary status pursuant to section 3314.073 of the Revised Code, suspend the operation of the school pursuant to section 3314.072 of the Revised Code, or terminate the contract of the school pursuant to section 3314.07 of the Revised Code as determined necessary by the sponsor;	366 367 368 369 370 371 372
(6) Have in place a plan of action to be undertaken in the event the community school experiences financial difficulties or closes prior to the end of a school year.	373 374 375
(E) Upon the expiration of a contract entered into under this section, the sponsor of a community school may, with the approval of the governing authority of the school, renew that contract for a period of time determined by the sponsor, but not ending earlier than the end of any school year, if the sponsor finds that the school's compliance with applicable laws and terms of the contract and the school's progress in meeting the academic goals prescribed in the contract have been satisfactory. Any contract that is renewed under this division remains subject to the provisions of	376 377 378 379 380 381 382 383 384

sections 3314.07, 3314.072, and 3314.073 of the Revised Code. 385

(F) If a community school fails to open for operation within 386
one year after the contract entered into under this section is 387
adopted pursuant to division (D) of section 3314.02 of the Revised 388
Code or permanently closes prior to the expiration of the 389
contract, the contract shall be void and the school shall not 390
enter into a contract with any other sponsor. A school shall not 391
be considered permanently closed because the operations of the 392
school have been suspended pursuant to section 3314.072 of the 393
Revised Code. 394

Sec. 3314.142. (A) A community school, member of a community 395
school governing authority, community school employee or 396
volunteer, community school operator, or employee or volunteer of 397
a community school operator, including a coach or referee, is not 398
liable in damages in a civil action for injury, death, or loss to 399
person or property allegedly arising from providing services or 400
performing duties under section 3313.539 of the Revised Code, 401
unless the act or omission constitutes willful or wanton 402
misconduct. 403

(B) This section does not eliminate, limit, or reduce any 404
other immunity or defense that a community school, member of a 405
community school governing authority, community school employee or 406
volunteer, community school operator, or employee or volunteer of 407
a community school operator, including a coach or referee, may be 408
entitled to under Chapter 2744. or any other provision of the 409
Revised Code or under the common law of this state. 410

Sec. 3319.303. (A) The state board of education shall adopt 411
rules establishing standards and requirements for obtaining a 412
pupil-activity program permit for any individual who does not hold 413
a valid educator license, certificate, or permit issued by the 414

state board under section 3319.22, 3319.26, or 3319.27 of the Revised Code. The permit issued under this section shall be valid for coaching, supervising, or directing a pupil-activity program under section 3313.53 of the Revised Code. Subject to the provisions of section 3319.31 of the Revised Code, a permit issued under this section shall be valid for three years and shall be renewable.

(B) The state board shall adopt rules applicable to individuals who hold valid educator licenses, certificates, or permits issued by the state board under section 3319.22, 3319.26, or 3319.27 of the Revised Code setting forth standards to assure any such individual's competence to direct, supervise, or coach a pupil-activity program. The rules adopted under this division shall not be more stringent than the standards set forth in rules applicable to individuals who do not hold such licenses, certificates, or permits adopted under division (A) of this section.

(C) As a condition to issuing or renewing a pupil-activity program permit to coach interscholastic athletics:

(1) The state board shall require each individual applying for a first permit on or after the effective date of this amendment to successfully complete a training program that is specifically focused on brain trauma and brain injury management.

(2) The state board shall require each individual applying for a permit renewal on or after that date to present evidence that the individual has successfully completed, within the previous three years, a training program in recognizing the symptoms of concussions and head injuries to which the department of health has provided a link on its internet web site under section 3707.52 of the Revised Code or a training program authorized and required by an organization that regulates interscholastic conferences or events.

Sec. 3326.11. Each science, technology, engineering, and 447
mathematics school established under this chapter and its 448
governing body shall comply with sections 9.90, 9.91, 109.65, 449
121.22, 149.43, 2151.357, 2151.421, 2313.19, 2921.42, 2921.43, 450
3301.0714, 3301.0715, 3313.14, 3313.15, 3313.16, 3313.18, 451
3313.201, 3313.26, 3313.472, 3313.48, 3313.481, 3313.482, 3313.50, 452
3313.536, 3313.539, 3313.608, 3313.6012, 3313.6013, 3313.6014, 453
3313.6015, 3313.61, 3313.611, 3313.614, 3313.615, 3313.643, 454
3313.648, 3313.6411, 3313.66, 3313.661, 3313.662, 3313.666, 455
3313.667, 3313.67, 3313.671, 3313.672, 3313.673, 3313.69, 3313.71, 456
3313.716, 3313.718, 3313.719, 3313.80, 3313.801, 3313.814, 457
3313.816, 3313.817, 3313.86, 3313.88, 3313.96, 3319.073, 3319.21, 458
3319.32, 3319.321, 3319.35, 3319.39, 3319.391, 3319.41, 3319.45, 459
3321.01, 3321.041, 3321.13, 3321.14, 3321.17, 3321.18, 3321.19, 460
3321.191, 3327.10, 4111.17, 4113.52, and 5705.391 and Chapters 461
102., 117., 1347., 2744., 3307., 3309., 3365., 3742., 4112., 462
4123., 4141., and 4167. of the Revised Code as if it were a school 463
district. 464

Sec. 3326.27. (A) A STEM school, member of a STEM school 465
governing body, or STEM school employee or volunteer, including a 466
coach or referee, is not liable in damages in a civil action for 467
injury, death, or loss to person or property allegedly arising 468
from providing services or performing duties under section 469
3313.539 of the Revised Code, unless the act or omission 470
constitutes willful or wanton misconduct. 471

(B) This section does not eliminate, limit, or reduce any 472
other immunity or defense that a STEM school, member of a STEM 473
school governing body, or STEM school employee or volunteer, 474
including a coach or referee, may be entitled to under Chapter 475
2744. or any other provision of the Revised Code or under the 476
common law of this state. 477

Sec. 3707.51. As used in sections 3707.511 and 3707.52 of the Revised Code, "youth sports organization" means a public or nonpublic entity that organizes an athletic activity in which the athletes are not more than nineteen years of age and are required to pay a fee to participate in the athletic activity or whose cost to participate is sponsored by a business or nonprofit organization.

Sec. 3707.511. (A) As used in this section, "physician" means a person authorized under Chapter 4731. of the Revised Code to practice medicine and surgery or osteopathic medicine and surgery.

(B) A youth sports organization shall provide to the parent, guardian, or other person having care or charge of an individual who wishes to practice for or compete in an athletic activity organized by a youth sports organization the concussion and head injury information sheet required by section 3707.52 of the Revised Code. The organization shall provide the information sheet annually for each sport or other category of athletic activity for or in which the individual practices or competes.

(C)(1) No individual shall act as a coach or referee for a youth sports organization unless the individual holds a pupil-activity program permit issued under section 3319.303 of the Revised Code for coaching interscholastic athletics or presents evidence that the individual has successfully completed, within the previous three years, a training program in recognizing the symptoms of concussions and head injuries to which the department of health has provided a link on its internet web site under section 3707.52 of the Revised Code.

(2) The youth sports organization for which the individual intends to act as a coach or referee shall inform the individual

of the requirement described in division (C)(1) of this section. 508

(D) If an individual practicing for or competing in an athletic event organized by a youth sports organization exhibits signs, symptoms, or behaviors consistent with having sustained a concussion or head injury while participating in the practice or competition, the individual shall be removed from the practice or competition by one of the following: 509
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(1) The individual who is serving as the individual's coach during that practice or competition; 515
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(2) An individual who is serving as a referee during that practice or competition; 517
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(3) An official of the youth sports organization who is supervising that practice or competition. 519
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(E)(1) If an individual is removed from practice or competition under division (D) of this section, the coach, referee, or official who removed the individual shall not allow the individual, on the same day the individual is removed, to return to that practice or competition or to participate in any other practice or competition for which the coach, referee, or official is responsible. Thereafter, the coach, referee, or official shall not allow the student to return to that practice or competition or to participate in any other practice or competition for which the coach, referee, or official is responsible until both of the following conditions are satisfied: 521
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(a) The individual's condition is assessed by either of the following: 532
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(i) A physician; 534

(ii) Any other licensed health care provider the youth sports organization, pursuant to division (E)(2) of this section, authorizes to assess an individual who has been removed from 535
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537

practice or competition under division (D) of this section. 538

(b) The individual receives written clearance that it is safe 539
for the individual to return to practice or competition from a 540
physician or from another licensed health care provider authorized 541
pursuant to division (E)(2) of this section to grant the 542
clearance. 543

(2) A youth sports organization may authorize a licensed 544
health care provider who is not a physician to make an assessment 545
or grant a clearance for purposes of division (E)(1) of this 546
section only if the provider is acting in accordance with one of 547
the following, as applicable to the provider's authority to 548
practice in this state: 549

(a) In consultation with a physician; 550

(b) Pursuant to the referral of a physician; 551

(c) In collaboration with a physician; 552

(d) Under the supervision of a physician. 553

(3) A physician or other licensed health care provider who 554
makes an assessment or grants a clearance for purposes of division 555
(E)(1) of this section may be a volunteer. 556

(F)(1) A youth sports organization or official, employee, or 557
volunteer of a youth sports organization, including a coach or 558
referee, is not liable in damages in a civil action for injury, 559
death, or loss to person or property allegedly arising from 560
providing services or performing duties under this section, unless 561
the act or omission constitutes willful or wanton misconduct. 562

(2) This section does not eliminate, limit, or reduce any 563
other immunity or defense that a public entity, public official, 564
or public employee may be entitled to under Chapter 2744. or any 565
other provision of the Revised Code or under the common law of 566
this state. 567

Sec. 3707.52. (A) The department of health shall create a 568
concussion and head injury information sheet for participants in 569
interscholastic athletics and youth sports organizations. The 570
department shall include in the information sheet pertinent 571
information to inform and educate coaches, athletes, and the 572
parents, guardians, or other persons having care or charge of 573
athletes of the signs and symptoms of concussion or head injury 574
and the risks of continuing to practice for or compete in an 575
athletic event or activity after sustaining a concussion or head 576
injury. The department periodically shall review the information 577
sheet and update it accordingly. 578

The department shall make the information sheet available on 579
its internet web site in a format suitable for easy downloading 580
and printing. 581

(B) The department shall provide a link on its internet web 582
site to one or more free online training programs in recognizing 583
the symptoms of concussions and head injuries. The department 584
shall include one or more programs that are appropriate for 585
coaches or referees of schools or youth sports organizations 586
seeking to fulfill the requirements of section 3313.539 or 587
3707.511 of the Revised Code. 588

Section 2. That existing sections 3314.03, 3319.303, and 589
3326.11 of the Revised Code are hereby repealed. 590

Section 3. Sections 3313.539, 3314.03, 3314.142, 3319.303, 591
3326.11, 3326.27, and 3707.511 of the Revised Code, as amended or 592
enacted by this act, shall take effect thirty days after the 593
effective date of this section. 594